

Message Text

CONFIDENTIAL

PAGE 01 GENEVA 04740 01 OF 02 211814Z

51

ACTION ACDA-10

INFO OCT-01 CEQ-01 EPA-01 ISO-00 ERDE-00 COME-00 EB-07

INRE-00 SSO-00 NSCE-00 USIE-00 ERDA-05 AF-06 ARA-06

CIAE-00 DODE-00 EA-06 EUR-12 PM-03 H-02 INR-07 IO-10

L-03 NASA-01 NEA-10 NSAE-00 NSC-05 OIC-02 SP-02 PA-01

PRS-01 OES-03 SS-15 SAJ-01 /121 W

----- 129352

O R 211701Z JUN 75

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 3956

INFO AMEMBASSY MOSCOW

USMISSION NATO

C O N F I D E N T I A L SECTION 1 OF 2 GENEVA 4740

DEPARTMENT PLEASE PASS TO NOAA

E.O. 11652: XGDS-3 IMPOSSIBLE TO DETERMINE

TAGS: PARM CCD UN US UR

SUBJECT: ENMOD -- ILLUSTRATIVE DRAFT TREATY

1. FOLLOWING IS A TEXT OF ILLUSTRATIVE DRAFT TREATY
WHICH DELEGATIONS AGREED ON JUNE 21 TO RECOMMEND TO
THEIR RESPECTIVE AUTHORITIES. BEGIN TEXT:

CONVENTION ON THE PROHIBITION OF ENVIRONMENTAL MODI-
FICATION FOR MILITARY AND OTHER HOSTILE PURPOSES

THE STATES PARTY TO THIS CONVENTION,

GUIDED BY THE INTERESTS OF CONSOLIDATING PEACE,
AND WISHING TO CONTRIBUTE TO THE CAUSE OF LIMITING
THE ARMS RACE, AND OF BRINGING ABOUT DISARMAMENT,
AND OF SAVING MANKIND FROM THE DANGER OF USING NEW
MEANS OF WARFARE;

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 GENEVA 04740 01 OF 02 211814Z

RECOGNIZING THAT SCINETIFIC AND TECHNICAL ADVANCES
MAY OPEN NEW POSSIBILITIES WITH RESPECT TO MODIFICATION
OF THE ENVIRONMENT;

REALIZING THAT MILITARY USE OF ENVIRONMENTAL
MODIFICATION TECHNIQUES COULD HAVE WIDESPREAD, LONG-
LASTING OR SEVERE EFFECTS HARMFUL TO HUMAN WELFARE,
BUT THAT THE USE OF ENVIRONMENTAL MODIFICATION TECHNIQUES
FOR PEACEFUL PURPOSES COULD IMPROVE THE INTERRELA-
TIONSHIP OF MAN AND NATURE AND CONTRIBUTE TO THE
PRESERVATION AND IMPROVEMENT OF THE ENVIRONMENT
FOR THE BENEFIT OF PRESENT AND FUTURE GENERATIONS;

DESIRING TO LIMIT THE POTENTIAL DANGER TO MANKIND
FROM MEANS OF WARFARE INVOLVING THE USE OF ENVIRON-
MENTAL MODIFICATION TEHCNIQUES;

DESIRING ALSO TO CONTRIBUTE TO THE STRENGTHENING
OF TRUST AMONG NATIONS AND TO THE FURTHER IMPROVE-
MENT OF THE INTERNATIONAL SITUATION IN ACCORDANCE
WITH THE PURPOSES AND PRINCIPLES OF THE CHARTER OF
THE UNITED NATIONS,

HAVE AGREED AS FOLLOWS:

ARTICLE I

1. EACH STATE PARTY TO THIS CONVENTION UNDER-
TAKES NOT TO ENGAGE IN ANY MILITARY OR OTHER HOSTILE
USE OF ENVIRONMENTAL MODIFICATION TECHNIQUES HAVING
WIDESPREAD, LONG-LASTING OR SEVERE EFFECTS AS THE
MEANS OF DESTRUCTION, DAMAGE OR INJURY TO ANOTHER
STATE PARTY.

2. EACH STATE PARTY TO THIS CONVENTION UNDERTAKES
NOT TO ASSIST,ENCOURAGE OR INDUCE ANY STATE, GROUP OF
STATES OR INTERNATIONAL ORGANIZATION TO ENGAGE IN ACTIVITIES
CONTRARY TO THE PROVISION OF PARAGRAPH 1 OF THIS ARTICLE.

ARTICLE II

CONFIDENTIAL

CONFIDENTIAL

PAGE 03 GENEVA 04740 01 OF 02 211814Z

AS USED IN ARTICLE I, THE TERM "ENVIRONMENTAL
MODIFICATION TECHNIQUES" SHALL REFER TO ANY TECHNIQUE
WHOSE USE CHANGES THE DYNAMICS, COMPOSITION OR
STRUCTURE OF THE LITOSPHERE, OCEANS, BIOSPHERE,
ATMOSPHERE OR OUTER-SPACE, LEADING TO EFFECTS SUCH
AS EARTHQUAKES AND TSUNAMIS, AN UPSET IN THE
ECOLOGICAL BALANCE OF A REGION, OR CHANGES IN

WEATHER PATTERNS (CLOUDS, PRECIPITATION, CYCLONES OF VARIOUS TYPES AND TORNADIC-TYPE STORMS), THE STATE OF THE OZONE LAYER OR IONOSPHERE, THE CLIMATE PATTERN AND OCEAN CURRENTS.

ARTICLE III

THE PROVISIONS OF THIS CONVENTION SHALL NOT HINDER THE USE OF ENVIRONMENTAL MODIFICATION TECHNIQUES FOR PEACEFUL PURPOSES BY STATES PARTY, OR INTERNATIONAL ECONOMIC AND SCIENTIFIC CO-OPERATION IN THE UTILIZATION, PRESERVATION AND IMPROVEMENT OF THE ENVIRONMENT FOR PEACEFUL PURPOSES.

ARTICLE IV

EACH STATE PARTY TO THIS CONVENTION UNDERTAKES, IN ACCORDANCE WITH ITS CONSTITUTIONAL PROCESSES, TO TAKE ANY NECESSARY MEASURES TO PROHIBIT AND PREVENT ANY ACTIVITY IN VIOLATION OF THE PROVISIONS OF THE CONVENTION ANYWHERE UNDER ITS JURISDICTION OR CONTROL.

ARTICLE V

1. THE STATES PARTY TO THIS CONVENTION UNDERTAKE TO CONSULT ONE ANOTHER AND TO COOPERATE IN SOLVING ANY PROBLEMS WHICH MAY ARISE IN RELATION TO THE OBJECTIVE OF, OR IN THE APPLICATION OF THE PROVISIONS OF THIS CONVENTION. CONSULTATION AND COOPERATION PURSUANT TO THIS ARTICLE MAY ALSO BE UNDERTAKEN THROUGH APPROPRIATE INTERNATIONAL PROCEDURES WITHIN THE FRAMEWORK OF THE UNITED CONFIDENTIAL

CONFIDENTIAL

PAGE 04 GENEVA 04740 01 OF 02 211814Z

NATIONS AND IN ACCORDANCE WITH ITS CHARTER.

2. ANY STATE PARTY TO THIS CONVENTION WHICH FINDS THAT ANY OTHER STATE PARTY IS ACTING IN BREACH OF OBLIGATIONS DERIVING FROM THE PROVISIONS OF THE CONVENTION MAY LODGE A COMPLAINT WITH THE SECURITY COUNCIL OF THE UNITED NATIONS. SUCH A COMPLAINT SHOULD INCLUDE ALL POSSIBLE EVIDENCE CONFIRMING ITS VALIDITY, AS WELL AS A REQUEST FOR ITS CONSIDERATION BY THE SECURITY COUNCIL.

3. EACH STATE PARTY TO THIS CONVENTION UNDERTAKES TO COOPERATE IN CARRYING OUT ANY INVESTIGATION WHICH THE SECURITY COUNCIL MAY INITIATE, IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE UNITED

NATIONS, ON THE BASIS OF THE COMPLAINT RECEIVED
BY THE COUNCIL. THE SECURITY COUNCIL SHALL INFORM
THE STATES PARTY TO THE CONVENTION OF THE RESULTS
OF THE INVESTIGATION.

4. EACH STATE PARTY TO THIS CONVENTION UNDER-
TAKES TO PROVIDE OR SUPPORT ASSISTANCE, IN ACCORDANCE
WITH THE UNITED NATIONS CHARTER, TO ANY PARTY TO
THE CONVENTION WHICH SO REQUESTS, IF THE SECURITY
COUNCIL DECIDES THAT SUCH PARTY HAS BEEN HARMED
AS A RESULT OF VIOLATION OF THE CONVENTION.

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 GENEVA 04740 02 OF 02 211821Z

51

ACTION ACDA-10

INFO OCT-01 CEQ-01 EPA-01 ISO-00 ERDE-00 COME-00 EB-07

INRE-00 SSO-00 NSCE-00 USIE-00 ERDA-05 AF-06 ARA-06

CIAE-00 DODE-00 EA-06 EUR-12 PM-03 H-02 INR-07 IO-10

L-03 NASA-01 NEA-10 NSAE-00 NSC-05 OIC-02 SP-02 PA-01

PRS-01 OES-03 SS-15 SAJ-01 /121 W

----- 129368

O R 211701Z JUN 75

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 3957

INFO AMEMBASSY MOSCOW

USMISSION NATO

C O N F I D E N T I A L SECTION 2 OF 2 GENEVA 4740

DEPARTMENT PLEASE PASS TO NOAA

ARTICLE VI

1. ANY STATE PARTY MAY PROPOSE AMENDMENTS
TO THIS CONVENTION. THE TEXT OF ANY PROPOSED AMENDMENT
SHALL BE SUBMITTED TO (BLANK FOR DEPOSITORY, WHICH
WOULD BE US, USSR, AND POSSIBLY OTHERS, OR UN SYG)
WHICH SHALL CIRCULATE IT TO ALL STATES PARTY.

2. AN AMENDMENT SHALL ENTER INTO FORCE FOR ALL STATES PARTY WHICH HAVE ACCEPTED IT, UPON THE DEPOSIT WITH (EITHER "A MAJORITY OF STATES PARTY INCLUDING THE DEPOSITORY GOVERNMENTS" IF THE US AND USSR ARE DEPOSITORIES OR IF THEY ARE NOT DEPOSITORIES, "TWO-THIRDS OF THE STATES PARTY.") THEREAFTER IT SHALL ENTER INTO FORCE FOR ANY REMAINING STATE PARTY ON THE DATE OF DEPOSIT OF ITS INSTRUMENTS OF ACCEPTANCE.

ARTICLE VII

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 GENEVA 04740 02 OF 02 211821Z

THIS CONVENTION SHALL BE OF UNLIMITED DURATION.

ARTICLE VIII

1. THIS CONVENTION SHALL BE OPEN TO ALL STATES FOR SIGNATURE. ANY STATE WHICH DOES NOT SIGN THE CONVENTION BEFORE ITS ENTRY INTO FORCE IN ACCORDANCE WITH PARAGRAPH (3) OF THIS ARTICLE MAY ACCEDE TO IT AT ANY TIME.

2. THIS CONVENTION SHALL BE SUBJECT TO RATIFICATION BY SIGNATORY STATES. INSTRUMENTS OF RATIFICATION AND INSTRUMENTS OF ACCESSION SHALL BE DEPOSITED WITH (BLANK FOR DEPOSITORY).

3. THIS CONVENTION SHALL ENTER INTO FORCE AFTER THE DEPOSIT OF INSTRUMENTS OF RATIFICATION BY (BLANK FOR NUMBER) GOVERNMENTS ("INCLUDING THE DEPOSITORIES" IF US AND USSR ARE DEPOSITORIES) WITH PARAGRAPH 2 OF THIS ARTICLE.

4. FOR THOSE STATES WHOSE INSTRUMENTS OF RATIFICATION OR ACCESSION ARE DEPOSITED AFTER THE ENTRY INTO FORCE OF THIS CONVENTION, IT SHALL ENTER INTO FORCE ON THE DATE OF THE DEPOSIT OF THEIR INSTRUMENTS OF RATIFICATION OF ACCESSION.

5. THE (BLANK FOR DEPOSITORY) SHALL PROMPTLY INFORM ALL SIGNATORY AND ACCEDING STATES OF THE DATE OF EACH SIGNATURE, THE DATE OF DEPOSIT OF EACH INSTRUMENT OF RATIFICATION OR OF ACCESSION AND THE DATE OF THE ENTRY INTO FORCE OF THIS CONVENTION, AND OF THE RECEIPT OF OTHER NOTICES.

6. THIS CONVENTION SHALL BE REGISTERED BY (BLANK FOR DEPOSITORY) IN ACCORDANCE WITH ARTICLE 102 OF THE CHARTER OF THE UNITEENATIONS.

ARTICLE IX

THIS CONVENTION, THE CHINESE, ENGLISH, FRENCH,
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 GENEVA 04740 02 OF 02 211821Z

RUSSIAN, AND SPANISH TEXTS OF WHICH ARE EQUALLY
AUTHENTIC, SHALL BE DEPOSITED WITH (BLANK FOR DEPOSITORY)
WHO SHALL SEND CERTIFIED COPIES THEREOF TO THE
GOVERNMENTS OF THE SIGNATORY AND ACEDING STATES.

IN WITNESS WHEREOF, THE UNDERSIGNED, DULY
AUTHORIZED THERETO, HAVE SIGNED THIS CONVENTION.

DONE IN----- ON -----.

END TEXT. DALE

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ENMOD, AGREEMENT DRAFT, TEXT, ARMS CONTROL MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 21 JUN 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975GENEVA04740
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: X3
Errors: N/A
Film Number: D750217-0334
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750627/aaaaaxza.tel
Line Count: 298
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION ACDA
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 6
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: GolinoFR
Review Comment: n/a
Review Content Flags:
Review Date: 30 APR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <30 APR 2003 by ElyME>; APPROVED <01 MAY 2003 by GolinoFR>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: ENMOD -- ILLUSTRATIVE DRAFT TREATY
TAGS: PARM, US, UR, CCD, UN
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006